

## **REGULAR MONTHLY MEETING OF BERKELEY COUNTY COUNCIL**

**May 20, 2002**

The **REGULAR MONTHLY MEETING OF BERKELEY COUNTY COUNCIL** was held on Monday, May 20, 2002, at 7:03p.m., in the Council Chambers, Goose Creek City Hall, 519 North Goose Creek Boulevard, Goose Creek, South Carolina.

**PRESENT:** Mr. James H. Rozier, Jr., Supervisor-Chairman; Mr. Milton Farley, Council Member District No. 1; Ms. Judith K. Spooner, Council Member District No. 2; Mr. William E. Crosby, Council Member District No. 3; Mr. Charles E. Davis, Council Member District No. 4; Mr. Steve M. Vaughn, Council Member District No. 5; Mrs. Judy C. Mims, Council Member District No. 6; Mr. Caldwell Pinckney, Jr., Council Member District No. 7; Mr. Henry L. Richardson, Jr., Council Member District No. 8; Ms. Nicole Scott Ewing, Deputy County Attorney, and Ms. Barbara B. Austin, Clerk to County Council.

The requirements of the Freedom of Information Act have been complied with by posting the time, date, place and copy of Agenda of this Regular Meeting of Berkeley County Council at the entrance of the Berkeley County Office Building, 223 N. Live Oak Drive, Moncks Corner, South Carolina, and a copy of such notice was mailed to all Council Members, the News media and posted electronically.

Chairman Rozier called the meeting to order. Councilmember Spooner led the Invocation and Councilmember Crosby led the Pledge of Allegiance to the Flag of the United States of America.

Chairman Rozier thanked the City of Goose Creek for inviting County Council to meet in the City Hall.

### **APPROVAL OF MINUTES:**

Chairman Rozier asked the Council's approval of minutes for Public Hearings on Bills Numbered: 02-05, 02-06 (Corning, Inc.), 02-07, and South Carolina Community Development Block Grant held on April 22, 2002 and Regular Council meeting held on April 22, 2002.

It was moved by Councilmember Spooner and seconded by Councilmember Vaughn to approve the minutes as presented. The motion was passed by unanimous voice vote of the Council.

There was no **PUBLIC DISCUSSION**.

There was no **EXECUTIVE SESSION**.

Mr. D. Mark Stokes introduced the new Berkeley County Deputy Attorney, Ms. Nicole Scott Ewing.

Chairman Rozier announced that the Berkeley County Employees raised \$9,591 for Relay for life, and the Sheriff's Department raised over \$10,000. Along with this, money is being raised for the County picnic as well. Chairman Rozier commended the employees of Berkeley County for their efforts.

**THIRD READINGS:**

1. **"BILL NO. 02-01, THE FOURTH SUPPLEMENTAL ORDINANCE PROVIDING FOR THE ISSUANCE AND SALE OF BERKELEY COUNTY, SOUTH CAROLINA, SOLID WASTE SYSTEM REVENUE BOND, SERIES 2002, IN THE PRINCIPAL AMOUNT OF \$3,000,000: AND OTHER MATTERS RELATING THERETO."**

It was moved by Councilmember Crosby and seconded by Councilmember Spooner to approve Bill No. 02-01 for Third and Final Reading. The motion was passed by unanimous voice vote of Council. (A copy of Ordinance No. 02-05-15 is attached to these minutes.)

2. **"BILL NO. 02-06, AN ORDINANCE AUTHORIZING BERKELEY COUNTY, SOUTH CAROLINA TO AMEND AND CLARIFY CERTAIN SECTIONS OF THE FILOT DOCUMENTS (AS SUCH TERM IS DEFINED HEREIN) WITH CORNING INCORPORATED."**

It was moved by Councilmember Vaughn and seconded by Councilmember Mims to approve Bill No. 02-06 for Third and Final Reading. The motion was passed by unanimous voice vote of Council. (A copy of Ordinance No. 02-05-16 is attached to these minutes.)

3. **"BILL NO. 02-10, AN ORDINANCE TO MODIFY THE OFFICIAL ZONING AND DEVELOPMENT STANDARDS MAP OF BERKELEY COUNTY, SOUTH CAROLINA, IN REGARDS TO RECLASSIFICATION OF APPROVED USES OF TMS #197-00-02-029."**

It was moved by Councilmember Vaughn and seconded by Councilmember Spooner to approve Bill No. 02-10 for Third and Final Reading. The motion was passed by unanimous voice vote of Council. (A copy of Ordinance No. 02-05-17 is attached to these minutes.)

4. **"BILL NO. 02-11, AN ORDINANCE TO MODIFY THE OFFICIAL ZONING AND DEVELOPMENT STANDARDS MAP OF BERKELEY COUNTY, SOUTH CAROLINA, IN REGARDS TO RECLASSIFICATION OF APPROVED USES OF TMS #087-00-05-075."**

It was moved by Councilmember Vaughn and seconded by Councilmember Spooner to approve Bill No. 02-11 for Third and Final Reading. The motion was passed by unanimous voice vote of Council. (A copy of Ordinance No. 02-05-18 is attached to these minutes.)

5. **"BILL NO. 02-12, AN ORDINANCE TO MODIFY THE OFFICIAL ZONING AND DEVELOPMENT STANDARDS MAP OF BERKELEY COUNTY, SOUTH**

CAROLINA, IN REGARDS TO RECLASSIFICATION OF APPROVED USES OF TMS #248-00-01-076.”

It was moved by Councilmember Vaughn and seconded by Councilmember Spooner to approve **Bill No. 02-12** for Third and Final Reading. The motion was passed by unanimous voice vote of Council. (A copy of Ordinance No. 02-05-19 is attached to these minutes.)

**SECOND READINGS:**

It was moved by Councilmember Vaughn and seconded Councilmember Farley to approve Bills for Second Reading to be read collectively. The motion was passed by unanimous voice vote of Council.

1. “**BILL NO. 02-13**, AN ORDINANCE AUTHORIZING THE ISSUANCE AND SALE OF A NOT EXCEEDING \$3,051,000 WATER AND SEWER SYSTEM REVENUE BOND ANTICIPATION NOTE (MACEDONIA WATER PROJECT), 2002, OF BERKELEY COUNTY, SOUTH CAROLINA, ISSUED IN ANTICIPATION OF THE ISSUANCE OF A WATER AND SEWER SYSTEM REVENUE BOND; PROVIDING FOR THE FORM AND DETAILS OF THE NOTE; PROVIDING FOR THE PAYMENT OF THE NOTE; PROVIDING FOR THE DISPOSITION OF THE PROCEEDS THEREOF; AND OTHER MATTERS RELATING THERETO.”

2. “**BILL NO. 02-14**, AN ORDINANCE TO MODIFY THE OFFICIAL ZONING AND DEVELOPMENT STANDARDS MAP OF BERKELEY COUNTY, SOUTH CAROLINA, IN REGARDS TO RECLASSIFICATION OF APPROVED USES OF TMS #210-00-00-047.”

3. “**BILL NO. 02-15**, AN ORDINANCE TO MODIFY THE OFFICIAL ZONING AND DEVELOPMENT STANDARDS MAP OF BERKELEY COUNTY, SOUTH CAROLINA, IN REGARDS TO RECLASSIFICATION OF APPROVED USES OF TMS #263-00-04-006 AND 007.”

4. “**BILL NO. 02-16**, AN ORDINANCE TO MODIFY THE OFFICIAL ZONING AND DEVELOPMENT STANDARDS MAP OF BERKELEY COUNTY, SOUTH CAROLINA, IN REGARDS TO RECLASSIFICATION OF APPROVED USES OF TMS #073-00-00-009.”

5. “**BILL NO. 02-17**, AN ORDINANCE PROVIDING APPROPRIATIONS FOR THE FISCAL YEAR BEGINNING JULY 1, 2002, AND ENDING JUNE 30, 2003, FOR BERKELEY COUNTY; TO PROVIDE FOR LEVY OF TAXES ON ALL TAXABLE PROPERTY IN BERKELEY COUNTY FOR ALL COUNTY PURPOSES; TO PROVIDE FOR THE EXPENDITURES OF SAID TAXES AND OTHER REVENUES COMING INTO THE COUNTY FOR THE FISCAL YEAR.”

6. **“BILL NO. 02-18, AN ORDINANCE PROVIDING FOR THE FISCAL YEAR BEGINNING JULY 1, 2002, AND ENDING JUNE 30, 2003, FOR THE DEVON FOREST SPECIAL TAX DISTRICT OPERATIONAL BUDGET; AND TO PROVIDE FOR THE EXPENDITURES OF THE REVENUES RECEIVED BY THE DEVON FOREST SPECIAL TAX DISTRICT DURING THE FISCAL YEAR.”**

7. **“BILL NO. 02-19, AN ORDINANCE PROVIDING FOR THE FISCAL YEAR BEGINNING JULY 1, 2002, AND ENDING JUNE 30, 2003, FOR THE PIMLICO SPECIAL TAX DISTRICT OPERATIONAL BUDGET; AND TO PROVIDE FOR THE EXPENDITURES OF THE REVENUES RECEIVED BY THE PIMLICO SPECIAL TAX DISTRICT DURING THE FISCAL YEAR.”**

8. **“BILL NO. 02-20, AN ORDINANCE PROVIDING FOR THE FISCAL YEAR BEGINNING JULY 1, 2002, AND ENDING JUNE 30, 2003, FOR THE SANGAREE SPECIAL TAX DISTRICT OPERATIONAL BUDGET; AND TO PROVIDE FOR THE EXPENDITURES OF THE REVENUES RECEIVED BY THE SANGAREE SPECIAL TAX DISTRICT DURING THE FISCAL YEAR.”**

9. **“BILL NO. 02-21, AN ORDINANCE PROVIDING FOR THE FISCAL YEAR BEGINNING JULY 1, 2002, AND ENDING JUNE 30, 2003, FOR THE TALL PINES SPECIAL TAX DISTRICT OPERATIONAL BUDGET; AND TO PROVIDE FOR THE EXPENDITURES OF THE REVENUES RECEIVED BY THE TALL PINES SPECIAL TAX DISTRICT DURING THE FISCAL YEAR.”**

10. **“BILL NO. 02-22, AN ORDINANCE PROVIDING FOR THE ADOPTION OF FISCAL YEAR 2002-2003 (BEGINNING JULY 1, 2002 AND ENDING JUNE 30, 2003) BUDGETS FOR THE BERKELEY COUNTY WATER AND SANITATION AUTHORITY AND THE BERKELEY COUNTY WATER AND SANITATION AUTHORITY SOLID WASTE FUND; ESTABLISHING OPERATIONAL, DEBT SERVICE, AND CAPITAL IMPROVEMENT BUDGETS FOR WATER AND SEWER; AND TO PROVIDE FOR THE EXPENDITURES OF REVENUES COMING INTO THE BERKELEY COUNTY WATER AND SANITATION AUTHORITY AND THE BERKELEY COUNTY WATER AND SANITATION AUTHORITY SOLID WASTE FUND DURING THE FISCAL YEAR, AND TO AMEND THE CODE OF ORDINANCES, BERKELEY COUNTY, SOUTH CAROLINA, SETTING RATES, CHARGES AND PENALTIES FOR WATER AND SEWER AND SOLID WASTE SERVICE BY THE BERKELEY COUNTY WATER AND SANITATION AUTHORITY.”**

11. **“BILL NO. 02-23, AN ORDINANCE PROVIDING FOR THE FISCAL YEAR BEGINNING JULY 1, 2002, AND ENDING JUNE 30, 2003, FOR THE OPERATIONAL BUDGET OF THE BERKELEY COUNTY SPECIAL FIRE TAX DISTRICT WITHIN THE UNINCORPORATED PORTIONS OF BERKELEY COUNTY; AND TO PROVIDE FOR THE EXPENDITURES OF THE REVENUES RECEIVED BY THE SPECIAL FIRE TAX DISTRICT DURING THE FISCAL YEAR.”**

**FIRST READINGS:**

1. “**BILL NO. 02-24**, AN ORDINANCE TO AMEND BERKELEY COUNTY ANIMAL CONTROL ORDINANCE NUMBER 93-11-26 TO INCLUDE PROVISIONS FURTHER DEFINING TERMS THEREIN AND TO FURTHER CONFORM TO THE PROVISIONS OF THE CODE OF LAWS OF SOUTH CAROLINA.”

2. “**BILL NO. 02-25**, AN ORDINANCE TO MODIFY THE OFFICIAL ZONING AND DEVELOPMENT STANDARDS MAP OF BERKELEY COUNTY, SOUTH CAROLINA, IN REGARDS TO RECLASSIFICATION OF APPROVED USES OF TMS #235-00-00-013 AND 235-00-00-039.”

3. “**BILL NO. 02-26**, AN ORDINANCE TO MODIFY THE OFFICIAL ZONING AND DEVELOPMENT STANDARDS MAP OF BERKELEY COUNTY, SOUTH CAROLINA, IN REGARDS TO RECLASSIFICATION OF APPROVED USES OF TMS #263-00-03-044.”

4. “**BILL NO. 02-27**, AN ORDINANCE TO MODIFY THE OFFICIAL ZONING AND DEVELOPMENT STANDARDS MAP OF BERKELEY COUNTY, SOUTH CAROLINA, IN REGARDS TO RECLASSIFICATION OF APPROVED USES OF TMS #181-00-02-102.”

**RESOLUTIONS:**

1. “RESOLUTION PROVIDING FOR THE TRANSFER OF FUNDS IN THE 2001-2002 BERKELEY COUNTY BUDGET FOR COUNTY PURPOSES OTHER THAN AS SPECIFIED IN SAID BUDGET.”

It was moved by Councilmember Vaughn and seconded by Councilmember Farley to approve the Resolution as presented. The motion was passed by unanimous voice vote of Council. (A copy of Resolution No. R 02-21 is attached to these minutes.)

2. “RESOLUTION PROVIDING FOR THE TRANSFER OF FUNDS APPROPRIATED IN THE 2001-2002 BUDGET FOR SANGAREE SPECIAL TAX DISTRICT FOR PURPOSES OTHER THAN AS SPECIFIED IN SAID BUDGET.”

It was moved by Councilmember Vaughn and seconded by Councilmember Spooner to approve the Resolution as presented. The motion was passed by unanimous voice vote of Council. (A copy of Resolution No. 02-22 is attached to these minutes.)

3. “RESOLUTION DIRECTING THE BERKELEY COUNTY FINANCE DEPARTMENT TO SUPPLEMENT ITS POLICY REGARDING THE TENDERING OF ADVANCES FOR EXPENSES TO EMPLOYEES AND/OR ELECTED OFFICIALS FOR TRAVEL WHILE ON COUNTY BUSINESS.”

It was moved by Councilmember Vaughn and seconded by Councilmember Crosby to approve the Resolution as presented. The motion was passed by unanimous voice vote of Council. (A copy of Resolution No. 02-23 is attached to these minutes.)

4. "RESOLUTION AUTHORIZING THE EXECUTION AND DELIVERY OF AN INDUCEMENT AGREEMENT BY AND BETWEEN BERKELEY COUNTY, SOUTH CAROLINA AND KNOLOGY OF CHARLESTON, INC., WHEREBY, BERKELEY COUNTY WILL ENTER INTO A FEE-IN-LIEU OF TAXES ARRANGEMENT WITH KNOLOGY OF CHARLESTON, INC.; AND OTHER MATTERS RELATING THERETO."

It was moved by Councilmember Vaughn and seconded by Councilmember Crosby to approve the Resolution as presented. The motion was passed by unanimous voice vote of Council. (A copy of Resolution No. 02-24 is attached to these minutes.)

5. "RESOLUTION AUTHORIZING THE COUNTY SUPERVISOR TO NEGOTIATE AND EXECUTE A LEASE AGREEMENT BETWEEN RACHHPAL S. GILL D/B/A BERKELEY INVESTMENTS, INC., AND BERKELEY COUNTY FOR PREMISES LOCATED AT 105 GULLEDGE STREET, MONCKS CORNER, SOUTH CAROLINA."

It was moved by Councilmember Vaughn and seconded by Councilmember Farley to approve the Resolution as presented. The motion was passed by unanimous voice vote of Council. (A copy of Resolution No. 02-25 is attached to these minutes.)

6. "RESOLUTION AUTHORIZING THE EXECUTION AND DELIVERY OF AN INDUCEMENT AGREEMENT BY AND BETWEEN BERKELEY COUNTY, SOUTH CAROLINA AND SOUTH CAROLINA GENERATING COMPANY, INC., WHEREBY UNDER CERTAIN CONDITIONS BERKELEY COUNTY, SOUTH CAROLINA WILL ISSUE NOT EXCEEDING \$40,000,000 OF ITS POLLUTION CONTROL REVENUE BONDS (SOUTH CAROLINA GENERATING COMPANY, INC., PROJECT), PURSUANT TO THE PROVISIONS OF TITLE 41, CHAPTER 43, CODE OF LAWS OF SOUTH CAROLINA 1976, AS AMENDED, AND AUTHORIZING APPLICATION UPON CERTAIN CONDITIONS TO THE STATE BUDGET AND CONTROL BOARD OF SOUTH CAROLINA FOR APPROVAL OF THE ISSUANCE OF SUCH BONDS."

This Resolution was held.

#### **REPORTS FROM STANDING COMMITTEES:**

**COMMITTEE ON FINANCE**, Councilmember Steve M. Vaughn, Chairman.

Councilmember Vaughn reported the Committee met on May 13. All matters before it were taken care of earlier on the agenda.

**COMMITTEE ON LAND USE**, Councilmember Charles E. Davis, Chairman.

Councilmember Davis reported the Committee met on May 13.

The request by James W. Lewis, Jr., 2172 North Highway 17-A, Bonneau, TMS #087-00-07-025 (a .71 acre portion, of 2.51 acres total) and 087-00-07-086 (1 lot), from F-1, agricultural District, to GC, General Commercial District, Council District No. 6., has been withdrawn.

**COMMITTEE ON PUBLIC WORKS AND PURCHASING**, Councilmember William E. Crosby, Chairman.

Councilmember Crosby reported the Committee met on May 13.

Councilmember Crosby moved to award the contract for the Landfill Maintenance Building to Complete Building Corporation in the amount of \$929,344. (No second required) The motion passed by unanimous voice vote of Council.

Councilmember Crosby moved to award the contract for the Manhole Rehabilitation Equipment to Action Products Marketing Corporation in the amount of \$57,280. (No second required) The motion passed by unanimous voice vote of Council.

**COMMITTEE ON JUSTICE AND PUBLIC SAFETY**, Councilmember Milton Farley, Chairman.

Councilmember Farley reported the Committee met on May 13. All matters before it were taken care of earlier on the agenda.

**COMMITTEE ON WATER AND SANITATION**, Councilmember Henry L. Richardson, Jr., Chairman.

Councilmember Richardson reported the Committee met on May 13. All matters before it were taken care of earlier on the agenda.

**COMMITTEE ON PLANNING AND DEVELOPMENT**, Councilmember Judith K. Spooner, Chairman.

Councilmember Spooner reported the Committee met on May 13.

Bill No. 02-09, An Ordinance to amend the Berkeley County Zoning Ordinance was held in Committee. The Committee continues to gather information on this bill.

**COMMITTEE ON COMMUNITY SERVICES**, Councilmember Judy C. Mims, Chairman.

No Report.

**COMMITTEE ON HUMAN SERVICES**, Councilmember Caldwell Pinckney, Jr., Chairman.

Councilmember Pinckney reported the Committee met on May 13. All matters before it were taken care of earlier on the agenda.

**NOMINATIONS FOR MEMBERSHIP ON BOARDS, COMMISSIONS, ETC.**

Councilmember Crosby nominated Ray E. Dennis for the Tax Assessment Review Board.

Councilmember Davis nominated Gena Glaze, Robin Pittman, Donald L. Harbert, and Robert C. Meyers to the Sangaree Special Tax District.

Councilmember Vaughn nominated Hank Osborne to the Berkeley County Aeronautics Commission.

The nominations passed by unanimous voice vote of Council.

There was no **CORRESPONDENCE**.

There was no **UNFINISHED BUSINESS**.

**NEW BUSINESS:**

Councilmember Pinckney requested a date for the Budget Workshop. Councilmember Vaughn and Council collectively decided on a June 18, 2002 at 6:00 p.m.

Councilmember Mims asked what Council's feelings were on the Sunday alcohol on Daniel Island?

Chairman Rozier explained that the City of Charleston allows alcohol sales on Sunday. The City of Charleston is working on a solution that will allow the sale of alcohol on Daniel Island, which will not affect the remaining portions of Berkeley County. He emphasized that if that plan does not go through then it will give Daniel Island incentive to pull out and annex into Charleston County. He reminded Council that Daniel Island is currently a major tax base for Berkeley County and will be more so in the future. Chairman Rozier suggested that Council wait until July to see what the General Assembly does with the issue before voting to put it on a referendum.

Chairman Rozier explained to Council there is a bond issuance from a few years ago, and there are remaining funds in that Bond, which would fund building an EMS Station in the Lebanon Community area. This is the last area in the County that does not have EMS service. The plan would be to build the Station and man it with a first response vehicle and a paramedic,



and in the future years put an ambulance there. The nearest EMS Station to Lebanon is in Sangaree on Farmington Road, near I-26.

Without objection it was moved by Councilmember Vaughn and seconded by Councilmember Pinckney to approve the use of Bond monies to fund an EMS Station in the Lebanon Community area. The motion was passed by unanimous voice vote of Council.

It was moved by Councilmember Vaughn and seconded by Councilmember Spooner to adjourn the Regular meeting of Council.

The meeting was adjourned at 7:32 p.m.

S/Barbara B. Austin  
Clerk of County Council

June 24, 2002  
Date Approved

The **REGULAR MONTHLY MEETING OF BERKELEY COUNTY COUNCIL** to be held on Monday May 20, 2002, is scheduled to begin at 7:00 P.M., in the COUNCIL CHAMBERS, GOOSE CREEK CITY HALL, 519 NORTH GOOSE CREEK BOULEVARD, GOOSE CREEK, S. C.

**CALL TO ORDER**

**INVOCATION**

**PLEDGE OF ALLEGIANCE TO THE FLAG OF THE UNITED STATES OF AMERICA**

**APPROVAL OF MINUTES:**

Public Hearings Bills Numbered: 02-05 and 02-07	April 22, 2002
Bill Numbered 02-06 (Corning, Inc.)	April 22, 2002
South Carolina Community Development Block Grant	April 22, 2002
Regular Council Meeting	April 22, 2002

**PUBLIC DISCUSSION** - Request to be heard must be made prior to Call to Order and comments must be limited to Agenda items being considered for final action.

**EXECUTIVE SESSION** to discuss matters relating to the proposed location, expansion, or the provision of services encouraging location or expansion of industries or other businesses in the area served by the county; or discussions of negotiations incident to proposed contractual arrangements and proposed sale or purchase of property, the receipt of legal advice where the legal advice relates to a pending, threatened, or potential claim or other matters covered by the attorney-client privilege, settlement of legal claims, or the position of the County in other adversary situations involving the assertion against the County of a claim.

**THIRD READING:**

1. **Bill No. 02-01**, the Fourth Supplemental Ordinance providing for the issuance and sale of Berkeley County, South Carolina, Solid Waste System Revenue Bond, Series 2002, in the principal amount of \$3,000,000: and other matters relating thereto.  
[Recommended by Committee on Water and Sanitation]

2. **Bill No. 02-06**, An Ordinance authorizing Berkeley County, South Carolina to amend and clarify certain sections of the FILOT documents (as such term is defined herein) with Corning Incorporated.  
[Recommended by Committee on Finance]

3. **Bill No. 02-10**, an Ordinance to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: Jeffrey and Victoria Hall, 323 Garber Lane, Moncks Corner, TMS #197-00-02-029 (6.11 acres), from R-2, Manufactured Residential District, to R-R2R (f), Mobile Home Farm Residential District. Council District No. 3.

[Recommended by Committee on Land Use]

4. **Bill No. 02-11**, an Ordinance to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: David Alexander Gibbs, 17-A North, Bonneau, TMS #087-00-05-075, (1 acre) from GC, General Commercial District, to F-1 Flexible District. Council District No. 6.

[Recommended by Committee on Land Use]

5. **Bill No. 02-12**, an Ordinance to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: Rodney Lockwood, 109 Zulu Drive, Huger, TMS #248-00-01-076 (1 lot), from R-2, Manufactured Residential District, to R-4, Multifamily District Small-Scale. Council District No.8.

[Recommended by Committee on Land Use]

Berkeley County Council Rules allows all bills to be given second reading by one motion as a collective group. Any member may object to a particular bill and it shall be separated from the collective group and handled by a separate motion.

#### **SECOND READING:**

1. **Bill No. 02-13**, an Ordinance authorizing the issuance and sale of a not exceeding \$3,051,000 Water and Sewer System Revenue Bond Anticipation Note (Macedonia Water Project), 2002, of Berkeley County, South Carolina, issued in anticipation of the issuance of a water and sewer system revenue bond; providing for the form and details of the note; providing for the payment of the note; providing for the disposition of the proceeds thereof; and other matters relating thereto.

[Recommended by Committee on Water and Sanitation]

2. **Bill No. 02-14**, an Ordinance to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: Robert A. Hammond, off Lazy Hill Road, Moncks Corner, TMS #210-00-00-047 (25.013 acres), from R-2, Manufactured Residential District, to R-2R(f), Mobile Home Farm Residential District. Council District No. 4.

[Recommended by Committee on Land Use]

3. **Bill No. 02-15**, an Ordinance to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: Wilson P. Rumph, Jr. for Rumphs Auto Services, A/P 2682 Highway 41 and 715 Yaupon Drive, Wando, TMS #263-00-04-006 and 007 (5.71 acres total), from R-2, Manufactured Residential District, and R-1R, Rural Single-Family District, to GC, General Commercial District. Council District No. 2.

[Recommended by Committee on Land Use]

4. **Bill No. 02-16**, an Ordinance to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: Denise Phillips for William H. Johnson, 3140 Highway 17-A, Bonneau, TMS #073-00-00-009 (a 2 acre portion, 164.69 total), from F-1,

Agricultural District, to RNC, Rural and Neighborhood Commercial District. Council District No. 8.

[Recommended by Committee on Land Use]

5. **Bill No. 02-17**, an Ordinance providing appropriations for the fiscal year beginning July 1, 2002, and ending June 30, 2003, for Berkeley County; to provide for levy of taxes on all taxable property in Berkeley County for all county purposes; to provide for the expenditures of said taxes and other revenues coming into the county for the fiscal year.

[Recommended by Committee on Finance]

6. **Bill No. 02-18**, an Ordinance providing for the fiscal year beginning July 1, 2002, and ending June 30, 2003, for the Devon Forest Special Tax District operational budget; and to provide for the expenditures of the revenues received by the Devon Forest Special Tax District during the fiscal year.

[Recommended by Committee on Finance]

7. **Bill No. 02-19**, an Ordinance providing for the fiscal year beginning July 1, 2002, and ending June 30, 2003, for the Pimlico Special Tax District operational budget; and to provide for the expenditures of the revenues received by the Pimlico Special Tax District during the fiscal year.

[Recommended by Committee on Finance]

8. **Bill No. 02-20**, an Ordinance providing for the fiscal year beginning July 1, 2002, and ending June 30, 2003, for the Sangaree Special Tax District operational budget; and to provide for the expenditures of the revenues received by the Sangaree Special Tax District during the fiscal year.

[Recommended by Committee on Finance]

9. **Bill No. 02-21**, an Ordinance providing for the fiscal year beginning July 1, 2002, and ending June 30, 2003, for the Tall Pines Special Tax District operational budget; and to provide for the expenditures of the revenues received by the Tall Pines Special Tax District during the fiscal year.

[Recommended by Committee on Finance]

10. **Bill No. 02-22**, an Ordinance providing for the adoption of fiscal year 2002-2003 (beginning July 1, 2002 and ending June 30, 2003) budgets for the Berkeley County Water and Sanitation Authority and the Berkeley County Water and Sanitation Authority Solid Waste Fund; establishing operational, debt service, and capital improvement budgets for water and sewer; and to provide for the expenditures of revenues coming into the Berkeley County Water and Sanitation Authority and the Berkeley County Water and Sanitation Authority Solid Waste Fund during the fiscal year, and to amend the Code of Ordinances, Berkeley County, South Carolina, setting rates, charges and penalties for water and sewer and solid waste service by the Berkeley County Water and Sanitation Authority.

[Recommended by Committee on Finance]

11. **Bill No. 02-23**, an Ordinance providing for the fiscal year beginning July 1, 2002, and ending June 30, 2003, for the operational budget of the Berkeley County Special Fire Tax District within the unincorporated portions of Berkeley County; and to provide for the expenditures of the revenues received by the Special Fire Tax District during the fiscal year  
[Recommended by Committee on Finance]

**FIRST READING:**

1. **Bill No. 02-24**, An Ordinance to amend Berkeley County Animal Control Ordinance Number 93-11-26 to include provisions further defining terms therein and to further conform to the provisions of the Code of Laws of South Carolina.  
[Recommended by Committee on Human Services]

2. **Bill No. 02-25**, an Ordinance to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: Stanley Baker for Montague Lands, LLC, and Mont-Med, Inc., Montague Plantation Road, Goose Creek, TMS #235-00-00-013 (a 8.69 acre portion, 45.32 acres total) and #235-00-00-039 (a 7.51 acre portion, 51 acres total) from LI, Light Industrial District, and HI, Heavy Industrial District, to R-1 Single Family Residential District. Council District No. 3.  
[Recommended by Committee on Land Use]

3. **Bill No. 02-26**, an Ordinance to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: Alfred Yates, 2653 Highway 41, Wando, TMS #263-00-03-044 (1 acre), from R-2, Manufactured Residential District, to GC, General Commercial District. Council District No. 2.  
[Recommended by Committee on Land Use]

4. **Bill No. 02-27**, an Ordinance to modify the official Zoning and Development Standards Map of Berkeley County, South Carolina, Re: CP, a Limited Partnership, Highway 52, Moncks Corner, TMS #181-00-02-102 (a 23.7 acres portion, of 138.15 acres total), from GC, General Commercial District, to R-3, Mobile Home Park District. Council District No. 8.  
[Recommended by Committee on Land Use]

**RESOLUTIONS:**

1. **RESOLUTION** providing for the transfer of funds in the 2001-2002 Berkeley County Budget for County Purposes other than as specified in said Budget.  
[Recommended by Committee on Finance]

2. **RESOLUTION** providing for the transfer of funds appropriated in the 2001-2002 budget for Sangaree Special Tax District for purposes other than as specified in said budget.  
[Recommended by Committee on Finance]

3. **RESOLUTION** directing the Berkeley County Finance Department to supplement its policy regarding the tendering of advances for expenses to employees and/or elected officials for travel while on County business.

[Recommended by Committee on Finance]

4. **RESOLUTION** authorizing the execution and delivery of an inducement agreement by and between Berkeley County, South Carolina and Knology of Charleston, Inc., whereby, Berkeley County will enter into a fee-in-lieu of taxes arrangement with Knology of Charleston, Inc.; and other matters relating thereto.

[Recommended by Committee on Finance]

5. **RESOLUTION** authorizing the County Supervisor to negotiate and execute a lease agreement between Rachhpal S. Gill D/B/A Berkeley Investments, Inc., and Berkeley County for premises located at 105 Gulledge Street, Moncks Corner, South Carolina.

6. **RESOLUTION** authorizing the execution and delivery of an inducement agreement by and between Berkeley County, South Carolina and South Carolina Generating Company, Inc., whereby under certain conditions Berkeley County, South Carolina will issue not exceeding \$40,000,000 of its Pollution Control Revenue Bonds (South Carolina Generating Company, Inc., Project), pursuant to the provisions of Title 41, Chapter 43, Code of Laws of South Carolina 1976, as amended, and authorizing application upon certain conditions to the State Budget and Control Board of South Carolina for approval of the issuance of such bonds.

#### **REPORTS FROM STANDING COMMITTEES:**

1. Committee on Finance.  
Councilmember Steve M. Vaughn, Chairman.
2. Committee on Land Use.  
Councilmember Charles E. Davis, Chairman.  
Recommendation to deny:  
Request by James W. Lewis, Jr., 2172 North Highway 17-A, Bonneau, TMS #087-00-07-025 (a .71 acre portion, of 2.51 acres total) and 087-00-07-086 (one lot), from F-1, Agricultural District, to GC, General Commercial District. Council District No. 6.
3. Committee on Public Works and Purchasing.  
Councilmember William E. Crosby, Chairman.  
Recommendations:  
Maintenance Building Contract.  
Manhole Rehab equipment.
4. Committee on Justice and Public Safety.  
Councilmember Milton Farley, Chairman.

5. Committee on Water and Sanitation.  
Councilmember Henry L. Richardson, Jr., Chairman.
6. Committee on Planning and Development.  
Councilmember Judith K. Spooner, Chairman.
7. Committee on Community Services.  
Councilmember Judy C. Mims, Chairman.
8. Committee on Human Services.  
Councilmember Caldwell Pinckney, Jr., Chairman.

**NOMINATIONS FOR MEMBERSHIP ON BOARDS, COMMISSIONS, ETC.**

BERKELEY COUNTY LIBRARY BOARD  
CONSTRUCTION BOARD OF ADJUSTMENT AND APPEALS  
DEVON FOREST SPECIAL TAX DISTRICT  
HOUSING BOARD OF ADJUSTMENTS AND APPEALS  
SANGAREE SPECIAL TAX ADVISORY COMMISSION  
SPIERS LANDING COMMISSION  
WATER AND SANITATION APPEALS BOARD

**CORRESPONDENCE**

**UNFINISHED BUSINESS**

**NEW BUSINESS**

**ANNOUNCEMENTS**

The JUNE 2002, Regular Meeting of Berkeley County Council will be held on MONDAY JUNE 24, 2002, in THE ASSEMBLY ROOM, 223 NORTH LIVE OAK DRIVE, MONCKS CORNER, S. C., at 7:00 P.M.

**ADJOURNMENT**

**EXECUTION OF DOCUMENTS BY COUNCIL**

**PUBLIC DISCUSSION**

May 15, 2002  
S/Barbara B. Austin  
Clerk to County Council